GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

The A.P. Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No.1 of 1986) – Order of Preventive detention made by the Collector and District Magistrate, Prakasam District in respect of Smt. Kumararaporu Tirupathamma, W/o Mayadar, Age 48 years, R/o Marrichetlapalem Village, Chimakurthy Mandal, Prakasam District, Andhra Pradesh State – Confirmed Orders – Issued.

GENERAL ADMINISTRATION (SC.I) DEPARTMENT

G.O.Rt.No.1918 Dated:25.09.2023.

Read the following:-

1. From the Collector and District Magistrate, Prakasam District, Proceedings No.Magl.4/355025/2023, Dt:28.07.2023.
2. G.O.Rt.No.1541, GA(SC.I) Department, Dt.03.08.2023.
3. Govt. Letter No.2164536/GAD01-LO0ACTS(PDAA)/142/2023-SC-I/A3-2, Dt:20.08.2023
4. Memo No:2161972/GAD01-LO0ACTS(PDAA)/139/2023-SC-I/A3-3, Dt:11.09.2023
5. From the Advisory Board Report Dated:14.09.2023.

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ORDER:

WHEREAS, the Collector and District Magistrate, Prakasam District, has made an order of detention, vide reference first read above under Section-3(1) & (2) r/w Section 2(f) of the Andhra Pradesh Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No.1 of 1986), against Smt. Kumararaporu Tirupathamma, W/o Mayadar, Age 48 years, R/o Marrichetlapalem Village, Chimakurthy Mandal, Prakasam District, Andhra Pradesh State, who is indulging in illegal activities in contravention of the Narcotic Drugs and Psychotropic Substances Act, 1985 (Central Act 61 of 1985) and she indulge in sale, purchase, transport and storage of Ganja, Cannabis (Hemp) at the many areas in addition to her place of residence at Marrichetlapalem Village, Chimakurthy Mandal, East Ganngavaram Village of Talluru Mandal and Ongole Municipality Corporation limits where a number of Educational Institutions are located and thus falling under the 2 (f) of the A.P. Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug-Offenders, Goondas, Immoral traffic offenders and Land-Grabbers Act, 1986 (Act No.1 of 1986). She again and again committed illegal activities under the NDPS Act, 1985 for her monitory gain by targeting the general public particularly the youth and students, the most venerable section of the Society by committing the drug offences habitually. The said drug offender was arrested and sent to judicial custody in every case, but she was enlarged on bail and however, the drug offences are being unabated by her.

2. AND WHEREAS, the Government have accorded approval of the said detention order under sub-section (3) Section 3 of the Act, vide Government Orders second read above;

3. AND WHEREAS, under Section 10 of the Act, Government within three weeks from the date of detention of a person under the order shall place the case before the Advisory Board on Preventive Detentions, constituted under Section 9 of the said Act, comprising of Justice Sri Neelam Sanjiva Reddy (Retired), Chairman and two Members of the Advisory Board shall submit its report to Govt., within seven weeks from the date of detention under Section 11(1) of the said Act. The above said case was placed before the Advisory Board for its consideration and to submit its report to Government, under Section 11 (1) of the said Act, vide reference 3rd read above. The case was reviewed by the Advisory Board on 14.09.2023 through video conference. After having heard the detenue, besides her son, Sri Raja and the Investigating Officer, who have attended the Video Conference and also upon perusing the grounds of detention and the connected records, the Advisory board has reported unanimously that in its opinion, "there is sufficient cause for the detention of the detenue".

(P.T.O.)

4. AND WHEREAS, the Government on careful examination of the entire record, it is observed that Smt. Kumararaporu Tirupathamma, W/o Mayadar, Age 48 years, R/o Marrichetlapalem Village, Chimakurthy Mandal, Prakasam District, Andhra Pradesh State is found to be involved in as many as in three (03) cases mentioned in the grounds of detention. All the instances mentioned above clearly establish that she indulged in this illegal activity in a clandestine manner repeatedly, violating the provisions of NDPS Act, 1985 with a view to gain monetary benefit at the cost of health of poor people, as it is evident from number of such cases booked against her which are registered under various provisions U/s 8© r/w Section 20(b)(ii) (C) of NDPS Act, 1985. The said offences are punishable under Chapter XVI Chapter XVII or Chapter XXII of IPC. As such, the activities of the individual falls under and within the meaning of "Drug Offender" as defined under section 2(f) of Act 1 of 1986. The detaining authority having taken into account and consideration of indulgence of the detenue in the above said activities repeatedly at regular intervals and having satisfied that the penal laws have failed to curb her illegal activities, has passed the detention order against the detenue by invoking the provisions under the Act 1 of 1986, in order to prevent her from indulging further in such activities, which are prejudicial to maintenance of public order. The Advisory Board after review of the case, has opined that there is sufficient cause for the detention of the detenue. As such, the detenue deserves the maximum period of detention, as provided under Section 13 of the Act;

5. Now, therefore, after due consideration of the report of the Advisory Board and the material available on record, and in exercise of the powers conferred under sub-section (1) of Section 12 read with Section 13 of the said Act, the Order of Detention made by the Collector and District Magistrate, Prakasam District in the reference 1st read above, as approved in the G.O.2nd read above are hereby confirmed by the Government. The detention of Smt. Kumararaporu Tirupathamma, W/o Mayadar, Age 48 years, R/o Marrichetlapalem Village, Chimakurthy Mandal, Prakasam District, Andhra Pradesh State shall be for a period of 12 (Twelve) months from the date of his detention, i.e., 31.07.2023 under Section 13 r/w Section 12(1) of the said Act 1/1986.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.K.S.JAWAHAR REDDY
CHIEF SECRETARY TO GOVERNMENT

To

Smt. Kumararaporu Tirupathamma, W/o Mayadar, Age 48 years, R/o Marrichetlapalem Village, Chimakurthy Mandal, Prakasam District, Andhra Pradesh State through the Superintendent, Special Prison for Women, Kadapa.

The Superintendent, Special Prison for Women, Kadapa. (Se should serve the Order on the detenue immediately under proper dated acknowledgment and arrange to read over and explain the contents of the same in the language known to the detenue and report compliance to the Government forthwith)

The Collector and District Magistrate, Prakasam Dist.,

The Superintendent of Police, Prakasam District.

Copy to:

The Director General of Police, A.P., Mangalagiri, Guntur District.

The Director General of Prisons and Correctional Services, A.P., Vijayawada.

The Director General of Police, Intelligence, A.P., Vijayawada.

The Spl. G.P., Attached to Learned Advocate General, A.P. High Court, Nelapadu, Amaravathi, Guntur District.

SF/SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER (SC)